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July 21, 2003

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PTO/SB/05 (05-03)

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UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No. <u>0167.03</u>	
(Only for new nonprovisional applications under 37 CFR 1.53(b))		First Inventor <u>Sanjay M. Reddy</u>	
		Title <u>Marek's Disease Virus Vaccine</u>	
Express Mail Label No. <u>ET 289107955 US</u>			
APPLICATION ELEMENTS <small>See MPEP chapter 600 concerning utility patent application contents.</small>		ADDRESS TO: Commissioner for Patents Mail Stop Patent Application P.O. Box 1450, Alexandria, VA 22313-1450	
<div><div><div>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)</div><div>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27, 2.</div><div>3. <input checked="" type="checkbox"/> Specification [Total Pages <u>27</u>] (preferred arrangement set forth below)<ul style="list-style-type: none"><li>- Descriptive title of the invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table, or a computer program listing appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul></div><div>4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets <u>2</u>]</div><div>5. <input checked="" type="checkbox"/> Oath or Declaration [Total Sheets <u>1</u>]<ul style="list-style-type: none"><li>a. <input type="checkbox"/> Newly executed (original or copy)</li><li>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 18 completed)</li><li>i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</li></ul></div><div>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</div></div><div><div>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</div><div>8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)<ul style="list-style-type: none"><li>a. <input checked="" type="checkbox"/> Computer Readable Form (CRF)</li><li>b. Specification Sequence Listing on:<ul style="list-style-type: none"><li>i. <input checked="" type="checkbox"/> CD-ROM or CD-R (2 copies); or</li><li>ii. <input checked="" type="checkbox"/> paper</li></ul></li><li>c. <input checked="" type="checkbox"/> Statements verifying identity of above copies</li></ul></div></div></div>			
ACCOMPANYING APPLICATION PARTS			
<div>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</div> <div>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of (when there is an assignee) Attorney</div> <div>11. <input type="checkbox"/> English Translation Document (if applicable)</div> <div>12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations</div> <div>13. <input type="checkbox"/> Preliminary Amendment</div> <div>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</div> <div>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</div> <div>16. <input checked="" type="checkbox"/> Nonpublication Request Under 35 USC 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</div> <div>17. <input type="checkbox"/> Other: _____</div>			
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No. _____  Prior application information: Examiner: _____ Art Unit: _____  For CONTINUATION OF DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.			
19. CORRESPONDENCE ADDRESS			
<input checked="" type="checkbox"/> Customer Number or Bar Code Label <u>25712</u>			
Name (Print/Type)	<u>Randall E. Deck</u>	Registration No. (Attorney/Agent)	<u>34,078</u>
Signature	<u>[Signature]</u>	Date	<u>7/21/03</u>

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

17597 US PTO  
10/623891  
07/21/03

# FEE TRANSMITTAL FY2003

Total Amount of Payment **\$ 750.00**

## Complete If Known:

Application Number: New  
Filing Date: July 21, 2003  
First Named Inventor: Sanjay M. Reddy  
Examiner Name:  
Art Unit:  
Attorney Docket Number: 0167.03

### Method of Payment

1. The Commissioner is hereby authorized to charge any fees set forth in CFR §§ 1.116 to 1.118 to the Deposit Account listed below for the entire pendency of the application, or credit any overpayment to this account. A duplicate copy of this sheet is enclosed:

Deposit Account Number: **50-2132**

Deposit Account Name: **USDA-ARS-OTT**

### Fee Calculation:

#### 1. Basic Filing Fee

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	750.00	Utility Filing Fee	750.00
1002	330.00	Design Filing Fee	
1003	520.00	Plant Filing Fee	
1004	750.00	Reissue Filing Fee	
1005	160.00	Provisional Filing Fee	
SUBTOTAL (1)			\$ 750.00

#### 2. Extra Claim Fees

Total Claims	Extra Claims	Fee From Below	Fee Paid
15	-20** = - X	18.00 =	
Independent			
Claims 3	-3** = - X	84.00 =	
Multiple			
Dependent	- X	- =	

\*\* or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18.00	Claims in excess of 20
1201	84.00	Independent claims in excess of 3
1203	280.00	Multiple dependent claims, if not paid
1204	84.00 **	Reissue independent claims over original patent
1205	18.00 **	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$

### FEE CALCULATION (Continued)

#### 3. Additional Fees

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130.00	Surcharge - late filing fee or oath	
1052	50.00	Surcharge - late provisional filing fee or cover sheet	
1053	130.00	Non-English specification	
1812	2,520.00	For filing a request for examination	
1804	920.00*	Requesting publication of SIR prior to Examiner action	
1805	1,840.00*	Requesting publication of SIR after Examiner action	
1251	110.00	Extension for reply within first month	
1252	410.00	Extension for reply within second month	
1253	930.00	Extension for reply within third month	
1254	1,450.00	Extension for reply within fourth month	
1255	1,970.00	Extension for reply within fifth month	
1401	320.00	Notice of Appeal	
1402	320.00	Filing a brief in support of an appeal	
1403	280.00	Request an oral hearing	
1451	1,510.00	Petition to institute a public use proceeding	
1452	110.00	Petition to revive - unavoidable	
1453	1,300.00	Petition to revive - unintentional	
1501	1,300.00	Utility issue fee (or reissue)	
1502	470.00	Design issue fee	
1503	630.00	Plant issue fee	
1460	130.00	Petitions to the Commissioner	
1807	50.00	Petitions related to provisional appl.	
1806	180.00	Submission of Info. Disclosure Stmt	
8021	40.00	Recording each patent assignment per property (times number of properties)	
1809	750.00	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750.00	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750.00	Request for Continued Examination (RCE)	
1802	900.00	Request for expedited examination Of a design application	

Other Fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Paid

SUBTOTAL (3)

Submitted By					
Name (Print/Type)	Randall E. Deck	Registration No. (Attorney/Agent)	34,078	Telephone	309/681-6515 309/681-6688 FAX
Signature				Date	7/21/03

Fees current as of 01/01/2003

Express #	ET 289107955 US
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on	
July 21, 2003 (Date of Deposit)	
Randall E. Deck Name of Depositor	
7/21/03 Date of Signature	

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Sanjay M. Reddy
	Title	Marek's Disease Virus Vaccine
	Attorney Docket Number	0167.03

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

7/21/03  
Date

  
Signature

(309) 681-6515  
Telephone number

Randall E. Deck  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**